

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION - CINCINNATI

MICHAEL L. JOHNSON,	:	Case No. 1:21-cv-141
	:	
Plaintiff,	:	Judge Matthew W. McFarland
	:	
v.	:	
	:	
BRIAN BARNEY, et al.,	:	
	:	
Defendants.	:	
	:	

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ORDER OVERRULING OBJECTION (Doc. 10) AND ADOPTING  
REPORT AND RECOMMENDATION (Doc. 7)

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This case is before the Court upon the Report and Recommendation ("R&R") (Doc. 7) entered by United States Chief Magistrate Judge Karen L. Litkovitz. On April 26, 2021, Plaintiff filed an Objection (Doc. 10) to the R&R. Defendants did not file any response to the objection and the time to do so has expired, making this matter ripe for review.

As required by 28 U.S.C. § 636(b) and Federal Rule of Civil Procedure 72(b), the Court has made a de novo review of the record in this case. Upon said review, the Court finds that Plaintiff's Objection is not well-taken and is accordingly **OVERRULED**. The Court **ADOPTS** the Report and Recommendation in its entirety and **ORDERS** that the Complaint is **DISMISSED with prejudice** pursuant to 28 U.S.C. §§ 1915(e)(2)(B) and 1915A(b)(1), except for Plaintiff's excessive force claims against Defendants Barney, Joseph, and Spriggs.

IT IS SO ORDERED.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO

By:   
JUDGE MATTHEW W. MCFARLAND